

DISTRICT OF COLUMBIA
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ALCOHOLIC BEVERAGE CONTROL BOARD
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MEETING

IN THE MATTER OF:

Yummi Crawfish & Seafood	
Restaurant, LLC	Protest
t/a Yummi Crawfish	Hearing
1529 Wisconsin Ave., NW	(Status)
Retailer CR - ANC-2E	
License No. 96169	
Case #14-PRO-00065	

(Application for New License)

October 22, 2014

The Alcoholic Beverage Control Board met in the Alcoholic Beverage Control Hearing Room, Reeves Building, 2000 14th Street, N.W., Suite 400S, Washington, D.C. 20009, Chairperson Ruthanne Miller, presiding.

PRESENT:

RUTHANNE MILLER, Chairperson
NICK ALBERTI, Member
DONALD BROOKS, Member
MIKE SILVERSTEIN, Member
HECTOR RODRIGUEZ, Member
JAMES SHORT, Member

P-R-O-C-E-E-D-I-N-G-S

(9:59 a.m.)

CHAIRPERSON MILLER: The next case is another Protest Hearing Status case, Case No. 14-PRO-00065, Yummi Crawfish located at 1529 Wisconsin Avenue, N.W., License No. 96169, in ANC-2E. Good morning.

MR. FONSECA: Good morning, Members of the Board. Michael Fonseca on behalf of the applicant. With me is one of the owners.

MS. BUI: My Bui.

MR. FONSECA: Spell your name.

MS. BUI: M-Y B-U-I.

CHAIRPERSON MILLER: Good morning. Okay.

MR. FONSECA: Fonseca is F-O-N-S-E-C-A.

MS. CRUSE: I'm Karen Tammany Cruse representing the Citizens Association of Georgetown and ANC-2E and the individual protestants.

1 CHAIRPERSON MILLER: Okay. Are
2 there any issues you all want to bring to our
3 attention?

4 MR. FONSECA: My partner, Steve
5 O'Brien met with the protestants at mediation
6 on Monday. They hope to circulate a
7 settlement agreement in short order, but we
8 have to appear before ANC-2E on the 3rd, I
9 think, to have that approved. So we're
10 hopeful --

11 CHAIRPERSON MILLER: Okay.

12 MR. FONSECA: -- to have this
13 submitted before the Protest Hearing.

14 CHAIRPERSON MILLER: Great. Okay.
15 All right. Your Protest Hearing date is
16 November 19, 2014 at 4:30 p.m.

17 And I just want to highlight the
18 instructions that I stated in the previous
19 case that everyone needs to file a Protest
20 Information Form, also known as a PIF, and an
21 Exhibit Form with attached exhibits seven days
22 ahead of the hearing and serve them on all

1 parties.

2 The PIF should identify the issues
3 and often by that time the issues have
4 narrowed, so whatever issues are still at
5 issue that would be the subject of the hearing
6 and the witnesses, you need to identify by
7 name not just by category.

8 And if you don't file it and serve
9 it in that seven day period, it's possible
10 that your case could be dismissed and your
11 exhibit or witness excluded.

12 However, the witness or the
13 exhibit issue will be determined based on if
14 there is prejudice to the parties by its
15 failure to have been revealed earlier and the
16 reason that it wasn't.

17 Okay. Do you have any questions
18 about that? Okay. That's good. This does
19 make for a more efficient hearing when
20 everybody is on notice of exactly the issues.

21 Okay. If you have any questions
22 between now and then, you can contact Ms.

1 Jenkins, but hopefully this will settle and
2 you won't even have to worry about that. All
3 right. Thank you very much.

4 MR. FONSECA: Thank you.

5 MS. CRUSE: Thank you very much.

6 (Whereupon, the Protest (Status)
7 Hearing in the above-entitled matter was
8 concluded at 10:02 a.m.)

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A	D	instructions 3:18 issue 4:5,13 issues 3:2 4:2,3,4 4:20	October 1:11 Okay 2:16 3:1,11 3:14 4:17,18,21 order 3:7 owners 2:11	Spell 2:13 stated 3:18 Status 1:7 2:4 5:6 Steve 3:4 Street 1:13 subject 4:5 submitted 3:13 Suite 1:13
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